## 10/58680 ± IAP11 Rec'd PCT/PTO 21 JUL 2006.

S/N Unknown PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

DAWSON et al.

Examiner:

Unknown

Serial No.:

Unknown

Group Art Unit:

Unknown

Filed:

July 21, 2006

Docket No.:

11123.0108USWO

Title:

PHARMACEUTICAL FORMULATIONS COMPRISING METFORMIN

AND A FIBRATE, AND PROCESSES FOR OBTAINING THEM

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 841294615 US

Date of Deposit: July 21, 2006

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop: PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

By:\_\_\_\_\_\_Name\_\_\_hn lucke

## **INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))**

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. Enclosed for the Examiner's information is a copy of the International Search Report. At least some of the references were cited in an International Search Report mailed June 15, 2005.

This statement should be considered because it is submitted within three months of the filing date of the above-identified application, which is not an application under 37 C.F.R. § 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

A copy of any foreign patent document or "Other Document" listed on the Form 1449 is enclosed, in accordance with 37 C.F.R. §1.98(a)(2). Because this application was filed after June 30, 2003, copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

## AP11 Rec'd PCT/PTO 21 JUL 2008

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

23552

GAS/ncb

Respectfully submitted,

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Date Mailed: July 21, 2006

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FORM 1449* INFORMATION DISCLOSURE STATEMENT	Docket Number: 11123.0108USWO	Application Number: Unknown	
IN AN APPLICATION	Applicant: DAWSON et al.		
(Use several sheets if necessary)	Filing Date: July 21, 2006	Group Art Unit: Unknown	

		1	U.S. PATENT DOCUMEN	NTS			
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS		DATE OPRIATE
/D.S./	6,074,670	06-2000	Stamm et al.				
/D.S./	4,895,726	01-1990	Curtet et al.				
							-
							<del></del> -
		FO	REIGN PATENT DOCUM	IENTS			
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	CLASS TRANSLATION	
						YES	NO
/D.S./	99/40904	08-1999	WIPO				
/D.S./	1 424 070 A1	06-2004	EPO				
	OTHER	DOCUMENT	'S (Including Author, Title,	Date, Pertinent F	Pages, Etc.)		
	De Silva et al. "Metformin and Clofibrate in Maturity Onset Diabetes Mellitus: Advantages of Combined Treatment" Diabetic & Metabolisme (Paris) 1979, 5, p. 223-229.						

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PATENT TRADEMARK OFFICE

	EXAMINER	/Danielle Sullivan/	DATE CONSIDERED	10/01/2009
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.